



APPLICATION FORM COMMERCIAL USE AUTHORIZATION

OMB Control No: 1024-0268
Exp. Date: 08/31/2016

DEPARTMENT OF THE INTERIOR
National Park Service
Sequoia and Kings Canyon National Parks
Attention: Commercial Services Office
47050 Generals Highway
Three Rivers, CA 93271
(559) 565-4217

IMPORTANT: Before completing this application, please refer to the Application Instructions to verify that the service you are proposing is an approved commercial service. If the service you wish to provide is **not** listed on the table of approved commercial visitor services, contact us at the number above.

Some parks have minimum requirements for businesses that offer services to visitors relating to the safety and welfare of the visitors and protection of the resources. These requirements may include documentation of first aid training, an emergency response plan, limits to group size, etc.

- (1) **Service for which you are applying**
(See list of approved services in the attached instructions)

- (2) **Will you be providing this service in more than one park?** Yes ____ No ____ **If yes, list all.**

- (3) **Applicant** (Legal Business Name and DBA)

- (4) **Authorized Agents** (Owner and any onsite person authorized to manage the operation)

- (5) **Mailing Address:**

PRIMARY CONTACT INFO (Dates at this address _____)

Address: _____

City, State, Zip: _____

Email: _____

Website: _____

Day Phone: _____ Evening Phone: _____

Fax: _____

ALTERNATE CONTACT INFO (Dates at this address _____)

If same as "Primary Contact Info", check here ☐ and go to number (6).

Address: _____

City, State, Zip: _____

Day Phone: _____ Evening Phone: _____

Fax: _____

(6) What is your Business Type (Please check one below):

☐ Sole Proprietor

☐ Partnership (Print the names of each partner. If there are more than two partners, please attach a complete list of their names.)

(Name _____)

(Name _____)

☐ Corporation: (State: _____ Entity Number _____)

☐ Limited Liability Corporation: (State: _____ Entity Number _____)

☐ Non-Profit (Please attach a copy of your IRS Ruling or Determination Letter)

☐ Other (Specify)

(7) State Business License Number: _____ **Expiration Date:** _____

(8) Employer Identification Number (EIN) _____

(9) Insurance and Vehicles

Provide proof of insurance. The CUA operator must maintain General Liability insurance naming the United States of America, National Park Service as an **additional insured**. Minimum coverage amount is \$500,000 per occurrence. Some activities will require increased coverage, see Park-Specific instructions. Auto Liability insurance is also required at a minimum coverage amounts described below.

	Minimum Per Occurrence /General Aggregate Liability Limits
Fishing Instruction, Photography Instruction (workshops)	\$500,000 / \$1,000,000
Day Hiking, Backpacking, Mountaineering, Backcountry Ski Mountaineering, Nordic Activities, Pack and Saddle Stock Services	\$1,000,000/ \$2,000,000
Up to 5 passengers	\$300,000
6 to 12 passengers	\$500,000
13 to 20 passengers	\$750,000
Over 21 passengers	\$1,500,000

Will your business operate vehicles (car, truck, van, bus, taxicab, boats, aircraft etc.) within NPS boundaries____? Yes ☐ No ☐

If "yes," please give a description of each vehicle. Use additional paper if necessary. All vehicles are required to be registered and the operators are required to have the licenses to operate them commercially as required by law or regulation.

MAKE OF VEHICLE	MODEL	YEAR	MAX # PASSENGERS	OWN	LEASE

(10) NPS Employment

Are you, your spouse, or minor children employed with the National Park Service?

Yes ☐ No ☐ If Yes, please complete below:

Employee: _____

Title _____

Park and Office where employed: _____

(11) To your knowledge, have you, your company, or any current or proposed employees been convicted or fined for violations of State, Federal, or local law within the last 5 years? Are you, your company, or any current or proposed employees now under investigation for any violations of State, Federal, or local law or regulation? See instructions

Yes ☐ No ☐ If "yes", please provide the following information. Attach additional pages if necessary.

Date of violation or incident under investigation: _____

Name of business or person(s) charged: _____

Please identify the law or regulation violated or under investigation:

Please identify the State, municipality, or Federal agency that initiated the charges:

Additional Detail (optional) _____

(Results) Action Taken by Court _____

(12) **FEE:** Please include the Administrative fee as outlined in the Park-Specific instructions.

(13) **Signature:** False, fictitious or fraudulent statements of representations made in this application may be grounds for denial or revocation of the Commercial Use Authorization and may be punishable by fine or imprisonment (U.S. Code, Title 18, Section 1001). All information provided will be considered in reviewing this application. Authorized Agents must attach proof of authorization to sign below.

By my signature, I hereby attest that all my statements and answers on this form and any attachments are true, complete, and accurate to the best of my knowledge.

Signature

Date

Printed Name

Title

PAPERWORK REDUCTION ACT STATEMENT: In accordance with the Paperwork Reduction Act (44 U.S.C. 3501), please note the following. This information collection is authorized by The Concession Management Improvement Act of 1998 (16 USC 5966). Your response is required to obtain or retain a benefit in the form of a Commercial Use Authorization. We will use the information you submit to evaluate your ability to offer the services requested and to notify the public what services you will offer. We estimate that it will take approximately 2.5 hours to prepare an application, including time to review instructions, gather and maintain data, and complete and review the proposal. We may not conduct or sponsor and you are not required to respond to a collection of information unless it displays a currently valid Office of Management and Budget control number. You may submit comments on any aspect of this information collection, including the accuracy of the estimated burden hours and suggestions to reduce this burden. Send your comments to: Information Collection Clearance Officer, National Park Service, 1849 C Street NW, Mail Stop 2601, Washington, D.C. 20240.

Additional Information:

The National Park Service has terms and conditions on all commercial service agreements. The following terms and conditions will apply to all Commercial Use Authorizations. There may be additional terms and conditions based on the services provided. These may include but are not limited to limits to locations, times, group size, and employee licenses and certifications.

CONDITIONS OF THIS AUTHORIZATION

1. The holder is prohibited from knowingly giving false information. To do so will be considered a breach of conditions and be grounds for revocation: [RE: 36 CFR 2.32(a)(3)].
2. The holder shall exercise this privilege subject to the supervision of the park area Superintendent. The holder shall comply with all applicable laws and regulations of the area and terms and conditions of the authorization. The holder must acquire all permits or licenses of State or local government, as applicable, necessary to provide the services described above, and, must operate in compliance with all applicable Federal, State, and local laws and regulations, including, without limitation, all applicable park area policies, procedures and regulations. The commercial services described above are to be provided to park area visitors at reasonable rates and under operating conditions satisfactory to the park area Superintendent.
3. This authorization is issued upon the express condition that the United States, its agents and employees shall be free from all liabilities and claims for damages and/or suits for or by reason of any injury, injuries, or death to any person or persons or property of any kind whatsoever, whether to the person or property of the (holder), its agents or employees, or third parties, from any cause or causes whatsoever while in or upon said premises or any part thereof during the term of this authorization or occasioned by any occupancy or use of said premises or any activity carried on by the (holder) in connection herewith, and the (holder) hereby covenants and agrees to indemnify, defend, save and hold harmless the United States, its agents, and employees from all liabilities, charges, expenses and costs on account of or by reason of any such injuries, deaths, liabilities, claims, suits or losses however occurring or damages growing out of the same.
4. Holder agrees to carry general liability insurance against claims occasioned by the action or omissions of the holder, its agents and employees in carrying out activities and operations under this authorization. The policy shall be at least \$500,000 or the minimum amount required based on activity and naming the United States of America, as additional insured. Holder agrees to have on file with the park copies of the above insurance with the proper endorsements.
5. Costs incurred by the park as a result of accepting and processing the application and managing and monitoring the authorization activity will be reimbursed by the holder. Administrative costs and estimated costs for activities onsite must be paid when the authorization is approved. If any additional costs are incurred by the park, the holder will be billed at the conclusion of the authorization.
6. Benefit – Neither Members of, nor Delegates to Congress, or Resident Commissioners shall be admitted to any share or part of this authorization or derive, either directly or indirectly, any pecuniary benefit to arise therefrom: Provided, however, that nothing herein contained shall be construed to extend to any incorporated company, if the authorization be for the benefit of such corporation.

7. This authorization may not be transferred or assigned without the written consent of the park area Superintendent.
8. This authorization may be terminated upon breach of any of the conditions herein or at the discretion of the park area Superintendent.
9. The holder is not entitled to any preference to renewal of this authorization except to the extent otherwise expressly provided by law. This authorization is not exclusive and is not a concession contract.
10. The holder shall not construct any structures, fixtures or improvements in the park area. The holder shall not engage in any groundbreaking activities without the express, written approval of the park area Superintendent.
11. The holder is to provide the park area Superintendent upon request (and, in any event, immediately after expiration of this authorization) a statement of its gross receipts from its activities under this authorization and any other specific information related to the holder's operations that the park area Superintendent may request, including but not limited to, visitor use statistics and resource impact assessments.
12. The holder is to maintain an accounting system under which its accounts can be readily identified within its system of accounts classification. This accounting system must be capable of providing the information required by this authorization. The holder grants the United States of America and the Government Accountability Office access to its books and records at any time for the purpose of determining compliance with the terms and conditions of this authorization.
13. Executive Order 13658 – Establishing a Minimum Wage for Contractors, and its implementing regulations, including the applicable contract clause, are incorporated by reference into this contract as if fully set forth in this contract. The applicable contract clause is available at <https://federalregister.gov/a/2014-23533>.

APPENDIX

SPECIAL PARK CONDITIONS

COMMERCIAL USE AUTHORIZATION

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1. General Park Regulations

Commercial use authorizations (CUAs) issued by Sequoia and Kings Canyon National Park are only valid for planned and approved activities within Sequoia and Kings Canyon National Park and are not transferable to other National Park Service units or other commercial providers. The holder or designated lead guide is required to carry a valid copy of this authorization while conducting guided services within the park. The holder and all agents operating under this Authorization must carry state issued identification at all times while operating within the park. Violation of any park regulation or the terms of this permit may result in issuance of a violation notice, suspension of privileges granted by this permit, or revocation of this permit.

This Authorization does not imply exclusive use of any area in the Park. All commercial use activity areas will remain open to the public. Activities will not unduly interfere with other park visitors' use and enjoyment of the park, and will not block access to wayside exhibits, visitor centers, viewpoints, parking lots, picnic areas or any points of interest. The superintendent reserves the right to close any area to commercial activities if conditions warrant. Activity may not conflict with NPS-sponsored programs or obstruct the ability of visitors to access and enjoy NPS-sponsored programs or other commercial programs or tours. Scheduling conflicts among commercial operators is the responsibility of the individual operators to resolve. Activities will not interfere with traffic (vehicle or foot traffic) for more than 5 minutes.

The holder, in exercising the privileges granted by a permit, will be required to comply with all applicable federal, state, county, and local laws, ordinances, regulations, codes, permit requirements, and conditions as well as departmental guidelines and park regulations contained in Title 36 of the Code of Federal Regulations available at:
<http://www.law.cornell.edu/cfr/text/36>.

The holder is responsible for reading the annual Superintendent's Compendium and for being familiar with all applicable laws and policies that govern Sequoia and Kings Canyon National Parks. Please see: <http://www.nps.gov/seki/parkmgmt/lawsandpolicies.htm>.

Operational concerns should be resolved at the field level; communicate with the wilderness rangers or the sub-district rangers at Cedar Grove, Grant Grove, Lodgepole, Ash Mountain, Mineral King, or Sierra Crest. Park personnel are readily available during the spring, summer, and fall. Any harassment and/or threats to any National Park Service employee or volunteer by the holder will result in the suspension and/or revocation of this Authorization.

The holder shall pay the United States Government for any damage(s) resulting from this

commercial use which would not be reasonably inherent in the permitted activity as described in this Authorization. The holder shall be responsible for costs associated with mitigation of damage to resources resulting from violation of park rules and or regulations.

This Authorization does not permit the holder to advertise, solicit business, collect any fees, or sell any goods or services on lands owned and controlled by the National Park Service. Advertising for the authorized activity (CUA) shall not state or imply endorsement by the National Park Service or Sequoia and Kings Canyon National Parks.

Information related to firearms and permits necessary to carry unloaded weapons through the parks is available at: <http://www.nps.gov/seki/parkmgmt/lawsandpolicies.htm>.

The holder is not permitted to transport clients in any vehicle while operating under this permit unless the vehicle is registered with the California Public Utilities Commission (CPUC). While the guide is not responsible for the operation of the transporting vehicle, unless they are the operator; the guide must be familiar with Park regulations regarding vehicle lengths, bus parking and passenger loading and unloading.

2. Fees

An Administrative Fee of \$450 will be charged should the permit application be approved for issuance. Additional administrative fees may be assessed if holder does not comply with all reporting requirements in a timely manner. Beginning in 2016, monitoring fees may be assessed and collected based on levels of park use.

The holder will be held responsible for assuring that entry fees are paid by all participants and agrees to pay all applicable entrance fees upon arrival at the Park. Under 36CFR 2.23(b), failure to pay the designated entrance fee upon entering Sequoia and Kings Canyon National Parks may result in a fine and the suspension or revocation of your permit. Group leaders or guides are required to ensure that participants have paid their individual park entry fees. All passengers, excluding the driver and tour leader, will pay the per person fee. Exceptions: anyone who is 15 years of age or younger or anyone carrying an Interagency Annual, Interagency Senior, Golden Age, Interagency Access, Golden Access, Sequoia and Kings Canyon Annual or a valid 1-7-Day SEKI pass. These passes will permit entry by the signee(s) and any accompanying individuals as defined on the back of the pass. A copy of this permit must be shown at the Entrance Station upon entry into the park.

3. Insurance

The holder must provide the Superintendent with a Statement of Insurance and Certificate of Insurance at the inception of this permit and annually thereafter, and shall provide the Superintendent ten (10) days advance written notice of any material change in the holder's insurance program. Upon notification that the holder's automotive or general liability insurance has lapsed or cancelled for any reason, the permit shall be suspended until new insurance is in place. The Superintendent will not be responsible for any omissions or inadequacies of insurance coverage and amounts if proven to be inadequate or otherwise insufficient for any reason whatsoever.

The holder must meet workers' compensation insurance requirements. The holder must provide comprehensive general liability insurance against claims occasioned by actions or omissions of

the holder in carrying out the activities and operations authorized hereunder. Such insurance shall be in the amount commensurate with the degree of risk and the scope and size of such activities authorized herein, but in any event, the limits of liability shall not be less than \$500,000 per occurrence and \$1,000,000 general aggregate, or a greater limit required based on activity, covering both bodily injury and property damage. If claims reduce available insurance below the required per occurrence limits, the holder shall obtain additional insurance to restore the required limits. An umbrella or excess liability policy, in addition to a comprehensive general liability policy, may be used to achieve the required limits.

All liability policies shall specify that the insurance company shall have no right of subrogation against the United States of America or shall provide that the United States of America is named an additional insured.

National Park Service, Sequoia and Kings Canyon National Parks
Attn: Commercial Services Office
47050 Generals Highway
Three Rivers, California 93271

The holder must show automobile liability insurance for all owned and non-owned (hired) vehicles for the commercial transportation of passengers at the limits set by the Federal Motor Carrier Safety Administration (FMSCA) for interstate motor carriers and by the California Public Utilities Commission for California (CPUC) based motor carriers (at a minimum). The holder shall carry proof of vehicle registration and automotive liability insurance at all times while operating within Sequoia and Kings Canyon National Parks

4. Acknowledgement of Risk

NPS policy states that operators cannot require visitors (clients) to waive their right to hold CUA holders responsible for actions. The holder is not permitted to require clients to sign a waiver of liability statement or form, insurance disclaimer and/or indemnification agreement. The holder is permitted to request or require clients to sign an acknowledgement of risk statement or form prior to participation. The holder may require or request that a client sign a form or statement indicating that the client has certain prerequisite skills that may be required to participate in the commercial activity.

5. Protection of Park Resources

The holder shall train their employees and educate their clients to ensure that Park resources (geological, biological, natural, historical, cultural and archeological) are not disturbed. The holder is responsible for informing their employees and clients of Park regulations and assuring compliance on full service trips. The holder shall insure that all employees and clients entering the Park are informed of all applicable "Special Park Conditions" of this Authorization. The company may be cited for any violations committed by their employee(s). The holder is responsible for the actions of its client(s) while they are under the direction of the guide(s).

Wilderness restrictions are listed on the *Minimum Impact Restrictions* information sheet which is applicable to all wilderness users. Additionally, a separate *Minimum Impact Restrictions* page applies specifically to stock users. A copy of the most recent *Minimum Impact Restrictions* can be found at: <http://www.nps.gov/seki/planyourvisit/backpacking.htm>.

The holder must conduct all guided activities in accordance to the principals and guidelines of “Leave No Trace”. The holder must provide “Leave No Trace” brochures to all participants. “Leave No Trace” information is available at: <http://Int.org/sites/default/files/PrinciplesTrifold.pdf>.

Natural and cultural features are protected by law and must not be disturbed. Collecting or disturbing any animal, plant, rock or any other natural, historical or archeological feature is prohibited. Cutting of branches or removing any vegetation is prohibited. Removal of tree cones is prohibited. Do not build or improve fire rings.

<http://www.nps.gov/seki/naturescience/animals.htm>

<http://www.nps.gov/seki/naturescience/plants.htm>

Park regulations prohibit the hunting, trapping, feeding, touching, harassing, frightening or intentional disturbing wildlife in Sequoia and Kings Canyon National Park. Viewing wildlife with artificial lights is prohibited. The holder must ensure that all clients and guides stay at least 100 yards from bears. A distance of 25 yards is required from other animals. Regardless of any distance, if any wild animal changes its behavior due to your group’s presence, you are too close.

Leaving an established trail or walkway in order to shortcut between portions of the same trail or walkway, or to shortcut to an adjacent trail is strictly prohibited. Pathways used to access areas will be chosen so as to minimize biophysical and social impacts.

Preventing the introduction of invasive non-native plants is the most effective way to protect native ecosystems from unwanted impacts. Before the holder leaves his/her primary base of operation outside the park, operators must inspect vehicles, equipment, clothing, shoes, and pack stock for dirt, seeds, and plant parts and thoroughly clean and remove all such material. Before planning a trip please obtain information at:

<http://www.nps.gov/seki/naturescience/nnpmain.htm>.

The holder will not transport external speaker audio devices. Devices used with personal headphones or earplugs are permitted. Loud noises (exceeding 60 decibels at 50 feet in distance) are prohibited.

White Nose Syndrome

Although Crystal Cave tours are not affected at this time, anyone who has been caving in other caves, especially in the eastern U.S. must not wear the same clothing or use the same equipment when visiting Crystal Cave. This will reduce the likelihood of spreading White Nose Syndrome. Before planning a trip to Crystal please obtain information at:

<http://www.sequoiahhistory.org/img/docs/wns.pdf>.

6. Food Storage

The holder is required to properly store all food items while operating in the park. The holder must follow all park Food Storage Regulations. It is a violation to feed wildlife; all food scraps are considered trash and must be disposed of properly.

For the purpose of food storage restrictions, 'food item' shall be defined as food (human and stock), coolers and ice chests (with or without contents), garbage (empty cans and bottles, food wrappers, etc.), recyclables, first aid kits, cleaning solutions, drinks (canned or bottled), toiletries (soaps, toothpaste, cosmetics, scented tissues, etc.), insect repellents, tobacco products, and any

other related scent items. All such items must be stored or disposed of consistent with park regulations. Dirty non-disposable tableware and cookware must be washed, or else stored as food.

In areas where portable animal-resistant food storage containers are not required you may use a food storage box if available. Keep in mind that you must share these boxes with other visitors; locks are not permitted on them. Food items are the only objects that may be stored in shared food storage lockers. The caching of food and gear in food storage boxes is not permitted within Sequoia and Kings Canyon National Parks. Property left unattended for more than twenty-four (24) hours will be considered abandoned and may be confiscated.

Food Storage Regulations: <http://www.nps.gov/seki/planyourvisit/bears.htm>.

A list of approved portable food storage containers is available at:

<http://www.nps.gov/seki/planyourvisit/upload/2014-Allowed-Food-Storage-Containers-FINAL.pdf>.

7. Operating Plan

The holder shall provide an Operating Plan via a Supplemental Activity Application submitted to the Commercial Services Office at least 30 business days prior to operating. Failure to do so may result in the revocation of a commercial use authorization as well as other associated permits. The Operating Plan must include: tour information, tour/trip interpretive messages or program, promotional literature (websites or brochures), trip itineraries, resource protection “Leave No Trace” (LNT) statement, safety plan and example trip orientation.

8. Safety

The holder must ensure that all clients are provided with a trip orientation prior to the trip start. The orientation must emphasize safety, bear habitat, LNT principles, park rules and regulations, and the nature, demands and dangers of the trip. The holder is responsible for ensuring that all clients are safely equipped and properly clothed prior to the trip.

The holder is responsible for ensuring that guides are able to provide basic first response to emergency medical incidents that occur during the trip. Guides must be prepared to adjust original trip plans to accommodate clients’ medical needs or for those who may be struggling to complete the intended activity.

Commercial operators may not abandon clients in the park and are solely responsible for making arrangements for their clients to rejoin their group after being separated. Lost or missing clients must be reported to park dispatch at (559) 565-3195 as soon as possible. While self-rescue is encouraged in cases where no additional resources are needed, the National Park Service retains the authority to make the determination to employ additional resources when the situation warrants. The holder shall assume all costs incurred by the National Park Service associated with rescues, evacuations and/or searches for persons participating in trips guided by the holder and resulting from the holder’s negligence or when the holder knowingly creates or maintains a hazardous condition.

A group size first aid kit will be carried by each group. Some recommended additional items include flashlight, compass and emergency overnight equipment. For each group trip, it is recommended that a minimum of one guide hold a current Basic First Aid/CPR certificate, or

higher, for first response emergency medical care. Beginning in 2016, a minimum of one guide on each trip must hold a current Basic First Aid/CPR certification or greater level of emergency medical training.

9. Guides/Trip Leader

Each group must include at least one guide. Guides must be directly employed by the holder. Guides must be a minimum of eighteen (18) years old. The holder shall ensure that their guides possess the knowledge, skills and experience necessary to safely lead groups on day trips into the Park. Guides must have experience in the areas in which they guide. Guides leading clients into the park must understand the hazards involved and be properly trained and prepared for existing and changing conditions. Guides shall remain with their clients for the duration of the trip. The lead guide must carry a copy of this permit and a government issued photo identification card.

The holder must register all guides operating under the Authorization with the Commercial Services office by submitting a completed Staff Registration Form via a Supplemental Activity Application. Guides must have a basic knowledge of map reading and must have a topographic map for the area of their trip. It is recommended the guide have a compass and knowledge of compass and GPS use.

Each group must have a minimum of one guide who is identified as the trip leader, who will remain with the group at all times. If the party is divided into more than one group, each group will have a trip leader. The trip leader will inform the group of all park rules and regulations and has responsibility for the group.

The holder shall ensure equipment is mechanically sound and in safe operating condition before each trip. The holder shall maintain inspection records that document when equipment was placed into service, when it was inspected and/or repaired and by whom. Inspection records will be made available for park inspection upon request. If guides will be handling or preparing food for clients, a food handler certificate may be required.

10. Trips/Tours

All bookings and financial transactions must take place outside of the park. Additional customers may not be added to the tour while the holder is in the park.

A trip itinerary must be submitted as part of the Supplemental Activity Application requirement. The itinerary must provide a schedule of planned, reserved, or booked trips (day use and/or overnight) operating in the park.

11. Quality of Park Information

In accepting this Authorization, the holder acknowledges that the proposed activity, in order to qualify for a CUA, must bear a direct relationship to the purpose for which the Park was established; for example, visitor understanding and enjoyment of the park. Even though the activity may be primarily recreational in nature, the holder agrees to provide time, stops, and talks to accurately explain the natural ecosystems, history and culture within the park, to their clientele.

The holder is responsible for ensuring that information provided through tour leaders, brochures, literature or advertising is accurate and reflects the most current information available to depict

Park flora, fauna, wildlife, culture and history. Park information may be found on the internet at <http://www.nps.gov/seki/historyculture/index.htm>.

12. Rates/Promotional Material

A schedule of current rates to be charged by the holder for services furnished pursuant to the authorization shall be provided annually to the Commercial Services Office. A copy of all promotional literature (websites or brochures) describing the service(s) offered in the park shall be provided to the Commercial Services Office.

Photographs taken by the holder for advertising purposes may not involve activities that interfere with other visitors and may not depict activities that are illegal, unsafe, or result in damage to natural or cultural resources. Videography is not allowed. The holder is prohibited from conducting commercial photography or filming in wilderness. Photography for the purpose of commercial resale is prohibited.

13. Reporting

The holder must notify the park of any incident in the park that results in any serious personal injury (an injury requiring professional medical attention) to guides or clients and/or any property damage over \$500. The holder must report all damage incidents attributed to bears. Contact a law enforcement ranger at the first available opportunity and before leaving the park. All incidents must be reported to park dispatch at (559) 565-3195. The holder must cooperate with any investigation of the incident by the National Park Service.

The holder must submit Monthly Visitation Reports to the Commercial Services office by the 15th of each month for the prior month's use (June trips are reported no later than July 15th). The holder must also submit an Annual Report to the Commercial Services office. The completed Annual Report is due by January 15, 2016 and includes a summary of total park visitor use and gross revenues for the year. Failure to submit reports may result in additional administrative fees and/or the suspension or revocation of the Commercial Use Authorization.

If monthly visitation reports are late or not received once, the permit may be suspended. The permit may be reinstated at the Superintendent's discretion once the late report is received. If a report is late or not received for a second time in the same operating season the permit will be suspended. The permit may be reinstated at the Superintendent's discretion once the late report is received. More than two late submissions will cause the permit to be revoked for duration of the operating year and the operator may be restricted from receiving a CUA permit for the following year unless the operator demonstrates remedies are in place to prevent late reporting.

February 15 th (January use)	March 15 th (February use)	April 15 th (March use)	May 15 th (April use)
June 15 th (May use)	July 15 th (June use)	August 15 th (July use)	September 15 th (August use)
October 15 th (September use)	November 15 th (October use)	December 15 th (November use)	January 15 th (December use)

The holder is to maintain an accounting system under which its accounts can be readily identified. This accounting system must be capable of providing the information required by this

Authorization. The holder grants the United States of America and the General Accounting Office access to its books and records at any time for the purpose of determining compliance with the terms and conditions of this Authorization.

Information on all human illnesses (employees or clients) will be reported immediately to park dispatch at (559) 565-3195. This information will be evaluated by the United States Public Health Service representative to determine whether outbreaks could be associated with contaminated water, food, or other adverse environmental conditions.

14. Additional Permits

It is the responsibility of the holder to obtain any additional permits necessary to engage in additional activities not explicitly authorized by this original permit. A Special Use Permit is required for still photography, filming and associated sound recordings. Or whenever an activity involves props, models, professional crews, and casts or set dressings, a separate authorization is necessary. If you have questions about still photography, filming or recording guidelines call (559) 565-3114.

15. Wilderness

Trips taking place in wilderness will be undertaken in a spirit which preserves and enhances the wilderness resource. The holder will ensure that trip leaders guiding tours into wilderness understand and are familiar with the public purposes of wilderness as defined in the Wilderness Act - recreational, scenic, scientific, educational, conservation, or historical use-
<http://www.wilderness.net/NWPS/legisAct>.

A Wilderness Permit is required for all overnight wilderness (backcountry) use and is available under the terms and conditions stipulated by the Sequoia and Kings Canyon Wilderness Office. The holder is required to obtain wilderness permits for all overnight trips prior to entering national park lands and to otherwise comply with all wilderness restrictions, including the payment of all wilderness camping fees. Information can be obtained from the park website at www.nps.gov/seki/planyourvisit/wilderness.htm or by calling the Wilderness Office at (559) 565-3766.

16. Sanitation

The holder will comply with applicable public health and sanitation standards and codes. Due to heavy demand, use of park recycling and trash receptacles is sometimes limited during the busy summer season. If recycling and trash cans are full, please remove all trip refuse (cans, glass, plastic, etc.,) from the parks.

In non-developed areas, human waste must be disposed of according to Minimum Impact Regulations, use of catholes or pit latrine, and using Leave No Trace guidelines. Use of approved human waste containers, pack-out bags or Waste Alleviation and Gelling (WAG) bags, is encouraged. These bags must be carried out and disposed of at a trailhead garbage receptacle or outside of the park. In the Whitney Creek drainage, Guitar Lake and Crabtree Meadow areas, it is strongly recommended that all commercial groups “pack out” human waste. Beginning in 2016, commercial groups will be required to “pack out” human waste in the Whitney Creek drainage.

For more information:

USFS: <http://www.fs.usda.gov/detail/invo/recreation/hiking/?cid=stelprd3820395>

SEKI Wilderness Trip Planner: <http://www.nps.gov/seki/planyourvisit/wilderness.htm>

The holder and all guides operating under the permit are responsible for the cleanliness of all trails and areas used by the group. Please remove any micro-trash from camping areas.

17. Climate Friendly Parks

The holder hereby agrees to transport all group participants for each trip in no more than four (4) vehicles within the park. Vehicles that sit with engines idling create noise and air pollution; please limit idling to less than 5 minutes.

18. Supplemental Activity Application

The holder is required to provide the Commercial Services Office with the following information via a Supplemental Activity Application.

1. Operating plan
2. Trip Itineraries
3. Staff Registration Form /Guide Certification

19. Additional Guided Backpacking Requirements

The Guided Backpacking CUA allows the holder to conduct guided backpacking (hiking and overnight camping) services for private individuals, groups or organizations. The holder is responsible for the actions of their clients while they are participating in the guided activity.

Maximum group size is 15 people, including guides. Each group must include at least one guide. Beginning in 2015, it is recommended that the holder maintain a ratio of at least 1 guide for up to 7 clients. A group of 15 would include at least 2 guides. The 1:7 ratio may be required in 2016. Groups traveling cross-country (off-trail) in wilderness must follow party size limits set in the Minimum Impact Restrictions.

Groups exceeding permitted group size limits must separate into allowable sizes and travel a minimum of ½ mile apart at all times. Groups must be dispersed along trails and must not congregate as to impede public access. Multiple groups in the same area must be equipped to camp, cook, and travel independently. Multiple groups are not permitted to congregate in a single campsite if the overall group size exceeds the party size limit.

Information on backpacking in the park can be found at:

<http://www.nps.gov/seki/planyourvisit/backpacking.htm>.

20. Additional Guided Fishing Requirements

The CUA for Guided Fishing allows the holder to conduct guided fishing day-trips, only in front-country locations (maps A-D). Day use of wilderness areas is not authorized. Overnight use is not authorized. Title 36 of the Code of Federal Regulations, and the Superintendent's Compendium regulations apply: <http://www.nps.gov/seki/parkmgmt/lawsandpolicies.htm>.

California state fishing regulations apply: <https://www.wildlife.ca.gov/Regulations>. Refer to the California State fishing regulations for current limits. When in possession of a daily bag limit, continued catch and release fishing for the same type of fish is prohibited.

State fishing regulations apply to all areas in Sequoia and Kings Canyon National Park, with the following exceptions:

1. In areas below 9,000 feet (ft.) in elevation and more than one-quarter (0.25) of a mile from developed areas, rainbow trout, Sacramento sucker, sculpin, California roach and Kern rainbow trout (i.e. native fish species of the park) must be released.
2. Artificial flies or lures with barb-less hooks are required in areas below 9,000 ft. and more than one-quarter (.25) mile from developed areas.
3. Soda Springs Creek drainage (in southern Sequoia National Park) is closed to all fishing to protect native species.

Guides must possess a California Department of Fish and Game Guide License. A copy of the holder/guide's valid California State Guiding License must be placed on file in the Concessions office at Sequoia and Kings Canyon National Parks. Clients must have a valid California State Fishing License in their possession while fishing in Sequoia and Kings Canyon National Parks.

“Developed Areas” are defined as areas within one-quarter (0.25) of a mile of buildings, campgrounds, picnic areas or parking lots that accommodate more than five (5) vehicles. The use of flotation devices, boats, or rafts is prohibited. Fishing from bridges is prohibited. Areas used for fishing must remain essentially in the same condition as prior to its use by the holder. Logs and/or rocks may not be moved. Tree limbs and/or bushes may not be cut down or broken off to improve fishing experience. Digging for bait is prohibited.

Maximum group size is 15 people, including guides. Each group must include at least one guide. Beginning in 2015, it is recommended that the holder maintain a ratio of at least 1 guide for up to 7 clients. A group of 15 would have at least 2 guides. The 1:7 ratio may be required in 2016. Groups must be dispersed along trails and must not congregate as to impede public access. Groups will not be combined to accommodate larger numbers.

Fishing in any manner other than by hook and line, with a rod or line being closely attended is prohibited. Only artificial lures, or flies, with barbless hooks may be used. No live or dead bait may be used, including but not limited to fish, amphibians, insects or eggs. Chumming or placing preserved or fresh fish eggs, fish roe, food, fish parts, chemicals, or other foreign substances in fresh waters for the purposes of attracting fish in order that they may be taken is prohibited.

Food Storage regulations must be followed at all times. Fish entrails must be disposed of by puncturing the air bladder and depositing the entrails in deep water of the lake or stream from which they were taken, at a distance of 200 feet or more from any campsite.

Before entering the parks, the holder must ensure equipment to be used in the authorized activity (rod, reel, wading boots, gear, etc.) has been inspected and cleaned of all visible debris, and boots and waders have been decontaminated to kill invisible or hard-to-see plants, animals and microbes. These practices will help protect park waterways and native species by preventing the spread of harmful exotic species. A suggested decontamination protocol is provided.

To watch a short free video on how you can help protect waterways and native species by preventing the spread of exotics visit the website:

<http://www.fs.fed.us/invasivespecies/prevention/playingmart.shtml>.

21. Additional Nordic Day Use Requirements

The CUA for Cross Country Skiing and Snowshoeing allows the CUA holder to conduct guided nordic skiing, telemark skiing, snowshoeing or snowboarding. Overnight backcountry use is not authorized. The holder may not provide ski schools, ski instruction or trips that include extreme skiing, boarding, or technical winter mountaineering.

Maximum group size is 15 people, including guides. Each group must include at least one guide. Beginning in 2015, it is recommended that the holder maintain a ratio of at least 1 guide for up to 7 clients. A group of 15 would include at least 2 guides. The 1:7 ratio may be required in 2016. Groups must not congregate as to impede public access.

Each lead guide must be a trained instructor. Documentation of training certifications must be provided to the Commercial Services Office via the Supplemental Activity Application. The lead guide on each trip must have previous, relevant outdoor experience including previous experience on the trails and /or area they are guiding.

22. Additional Guided Mountaineering Requirements

Mountaineering is defined as Class 4 on Yosemite Decimal System (YDS), and/or requiring ropes or other technical ascension equipment. Due to the additional skills necessary for a safe activity, all guides must possess certification in intermediate climbing and technical rescue SAR skills, including basic avalanche recognition, snow safety awareness and technical rescue skills in an alpine environment.

Sequoia and Kings Canyon National Park will require one of the following lead guide certifications for entities applying for a Mountaineering CUA. Documentation of certifications must be provided to the Commercial Services Office via the Supplemental Activity Application.

1. American Mountain Guiding Association (AMGA) Alpine Guide Certification.
2. American Mountain Guiding Association (AMGA) Ski Mountaineering Guide Certification.
3. IFMGA (International Federation of Mountain Guides Association) a.k.a. the UIAGM (Union Internationale des Associations de Guide de Montagne) Guide Certification (full guide).
4. Equivalent Certification, documented through training and experience.

Each guide must be certified at the Wilderness First Responder or greater level. Documentation of certifications must be provided to the Commercial Services Office via the Supplemental Activity Application. The trip leader on each trip must have previous, relevant outdoor experience including previous experience on the trails and /or area they are guiding.

Maximum group size is 15 people, including guides. Each group must include at least one guide. Beginning in 2015, it is recommended that the holder maintain a ratio of at least 1 guide for up to 7 clients. A group of 15 would include at least 2 guides. The 1:7 ratio may be required in 2016.

Groups traveling cross-country (off-trail) in wilderness must follow party size limits set in the Minimum Impact Restrictions. Groups exceeding permitted group size limits must separate into allowable sizes and travel and camp a minimum of ½ mile apart at all times. Groups must be dispersed along trails and must not congregate as to impede public access.

Information on backpacking in the park can be found at:

<http://www.nps.gov/seki/planyourvisit/backpacking.htm>.

23. Additional Guided Backcountry Ski Mountaineering Requirements

Due to the additional skills necessary for a safe activity, all guides will possess ski mountaineering and rescue skills, including avalanche recognition, snow safety awareness, technical rescue skills, and technical rescue skills in an alpine environment.

Sequoia and Kings Canyon National Park will require one of the following lead guide certifications for entities applying for a Backcountry Ski Mountaineering CUA. Documentation of certifications must be provided to the Commercial Services Office via the Supplemental Activity Application.

1. Professional Ski Instructor Association (PSIA) certification:
2. Advanced Ski Mountaineering from the Nordic Patrol System and Advanced Avalanche certification from a recognized entity.
3. Equivalent Certification, documented through training and experience.

Each guide must be certified at the Wilderness First Responder or greater level. Documentation of certifications must be provided to the Commercial Services Office via the Supplemental Activity Application. The trip leader must have previous, relevant outdoor experience including previous experience on the trails and /or area they are guiding.

Maximum group size is 15 people, including guides. Each group must include at least one guide. Beginning in 2015, it is recommended that the holder maintain a ratio of at least 1 guide for up to 7 clients. A group of 15 would include at least 2 guides. The 1:7 ratio may be required in 2016. Groups traveling cross-country (off-trail) in wilderness must follow party size limits set in the Minimum Impact Restrictions. Groups must be dispersed along trails and must not congregate as to impede public access.